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In re Application of:
Syuji ICHIMURA et al.
Application No.: 10/581,831
PCT Application No.: PCT/JP2006/300460
Int. Filing Date: 16 January 2006
Priority Date: 14 January 2005
Atty Docket No.: 06061/HG
For: Surface Protective Sheet

DECISION

This is in response to applicant's "Submission of Corrected Translation" filed 06 April 2009.

BACKGROUND

On 16 January 2006, applicants filed international application PCT/JP2006/300460. The international application claims a priority date of 14 January 2005 and designates the United States. The deadline for entry into the United States National Stage was thirty months from the priority date that is 14 July 2007.

On 05 June 2006, applicants filed national stage papers in the United States Designated/Elected Office (DO/EO/US). The submission was accompanied by, inter alia, the basic national fee required by 35 U.S.C. 371(c)(1) and a purported English translation of the international application required by 35 U.S.C. 371(c)(2).

On 13 August 2008, the DO/EO/US mailed a Notice of Acceptance (Form PCT/DO/EO/903) was mailed to applicant indicating the date of this application under 35 U.S.C. 371(c)(1), (2) and (4) to be 05 June 2006.

On 06 April 2009, applicant filed the present "Submission of Corrected Translation."

DISCUSSION

35 U.S.C. 37(c)(2) requires an English translation of the international application if it was filed in another language.

In a paper filed on 06 April 2009, applicant has stated that the purported translation filed on 05 June 2006 had errors. On 06 April 2009, applicant submitted a corrected English translation of the international application. Accordingly, the applicant has not submitted the required English translation until 06 April 2009. Therefore the date of this application under 35 U.S.C 371(c)(1), (2) and (4) is 06 April 2009.

CONCLUSION

The Notice of Acceptance (Form PCT/DO/EO/903) mail on 05 June 2006 is VACATED.

A new Notice of Acceptance (Form PCT/DO/EO/903) will be mailed.

Processing fee of \$130 for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(i)) will be charged. The application is being forwarded to the United Designated/Elected Office (DO/EO/US) for further processing in accordance with this decision.



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